

218299



MIDLANDS UTILITY, INC. SA

816 EAST MAIN STREET • P. O. BOX 887
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: 359-4803

July 28, 2009

Jocelyn G. Boyd, Deputy Clerk
Docketing Department
Public Service Commission of South Carolina
PO Drawer 11649
Columbia SC 29211

RE: Application of Midlands Utility, Inc., Requesting Approval of a Wholesale
Wastewater Agreement with the Town of Lexington
DOCKET NO 2009-213-S

Dear Ms. Boyd:

Please find enclosed the Certificate of Service of the Notice of Filing for the above
referenced docket that mailed to the affective customer in the proposed service area as
requested by the Docketing Department on 7/8/09.

Should you have any questions feel free to contact me.

Sincerely,
MIDLANDS UTILITY, INC.


Keith G. Parnell, PE

encl.

cc: file

Elliott & Elliott w/encl

ORS w/encl.

RECEIVED

AUG 04 2009

PSC SC
DOCKETING DEPT.

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Midlands Utility, Inc., Requesting
Approval of a Wholesale Agreement with the Town
of Lexington

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2009 - 213 - S

(Please type or print)

Submitted by: Keith G. Parnell

SC Bar Number: _____

Address: PO Box 887

Telephone: 803 359 4803

Lexington SC 29071

Fax: _____

Other: _____

Email: _____

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)			
<input type="checkbox"/> Electric	<input checked="" type="checkbox"/> Affidavit	<input type="checkbox"/> Letter	<input type="checkbox"/> Request	
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification	
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation	
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement	
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment	
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter	
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response	
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery	
<input checked="" type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition	
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation	
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena	
<input type="checkbox"/> Water	<input checked="" type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff	
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:	
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest		
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit		
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report		

CERTIFICATE OF SERVICE

I, Keith G. Parnell, mailed with sufficient postage or hand delivered to all affected customers (i.e. existing property owner and potential property owner/lessee) in the attached Notice to Customers issued by the South Carolina Public Service in Docket No. 2009-213-S, and the Notice was mailed or hand delivered by the date specified in the Order.

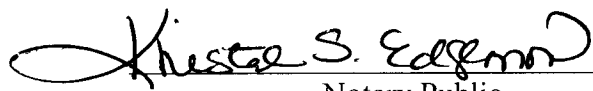
This the 28th day of July 2009.

By: 
Keith G. Parnell

Midlands Utility, Inc.

The above named Applicant, Keith G. Parnell personally appeared before me this day and, being first duly sworn, says that the required Notice to Customers was mailed or hand delivered to all affected customers, as required by the Commission Order dated 07/08/2009 in Docket No. 2009-213-S.

Witness my hand and notarial seal, this the 28th day of July 2009.


Notary Public

114 Holly Hills Ave. Lee. & 29073
Address

(SEAL)

My Commission Expires:
12-11-10

7-28-09
Date



MIDLANDS UTILITY, INC.

816 EAST MAIN STREET • P. O. BOX 887
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: 359-4803

July 27, 2009

Mr. Bob Brandi
279 Cedar Crest Drive
Lexington SC 29072

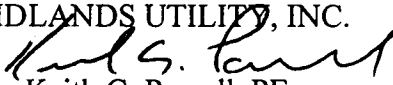
RE: 3809 Sunset Blvd.
Lexington Tax Map No 004596-09-002
SC PSC Docket No. 2009-213-S

Dear Mr. Brandi

We have been informed that you may be the potential owner/lessee of the above referenced property. Midlands Utility, Inc. has a proposed agreement for collection, transportation and treatment of sanitary sewer with the Town of Lexington. If approved, this will provide sanitary sewer service to the site. We are required to provide the property owner with the: "Notice of Filing" as instructed by the South Carolina Public Service Commission.

If you have any questions feel free to contact me.

Sincerely,
MIDLANDS UTILITY, INC.


Keith G. Parnell, PE
President

encl: Notice of Filing
cc: file ✓



MIDLANDS UTILITY, INC.

816 EAST MAIN STREET • P. O. BOX 887
LEXINGTON, SOUTH CAROLINA 29072
TELEPHONE: 359-4803

July 27, 2009

Mr. W E Mitchell
PO Box 127
Gramling SC 29348

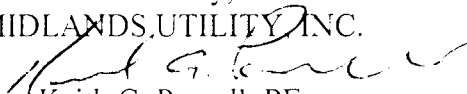
RE: 3809 Sunset Blvd.
Lexington Tax Map No 004596-09-002
SC PSC Docket No. 2009-213-S

Dear Mr. Mitchell:

We have been informed that you may be the owner of the above referenced property. Midlands Utility, Inc. has a proposed agreement for collection, transportation and treatment of sanitary sewer with the Town of Lexington. If approved, this will provide sanitary sewer service to the site. We are required to provide the property owner with the: "Notice of Filing" as instructed by the South Carolina Public Service Commission.

If you have any questions feel free to contact me.

Sincerely,
MIDLANDS UTILITY INC.


Keith G. Parnell, PE
President

encl: Notice of Filing
cc: file ✓

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2009-213-S

APPLICATION OF MIDLANDS UTILITY, INC. REQUESTING APPROVAL OF A WHOLESALE BULK WASTEWATER AGREEMENT WITH THE TOWN OF LEXINGTON AND EXPANSION OF SERVICE AREA

Midlands Utility, Inc. ("Midlands") has filed an Application with the Public Service Commission of South Carolina (the "Commission") requesting that the Commission determine whether a certain Bulk Wholesale Wastewater Agreement ("the Agreement") to be entered into with the Town of Lexington ("Lexington") is in the public interest. If the Commission finds that said Agreement is in the public interest, Midlands requests that the Commission approve the Agreement and order Midlands to comply with the terms of the Agreement. The Application was filed pursuant to S.C. Code Ann. §58-5-210 and 26 S.C. Code Ann. Regs. 103-503 and 103-541.

Currently, Midlands serves approximately five hundred sixty-six (566) residents and or businesses in and near the Town of Lexington, in Lexington County. Midlands seeks to provide sewer service to a parcel of property just east of Interstate 20, and on the north side of U.S. Highway 378 east of the Town of Lexington. According to the Application, Midlands wants to enter into that Agreement with Lexington. This Agreement requires that Lexington accept wastewater from customers in the Town of Lexington. Further, after connecting to Lexington's wastewater force main system, Midlands will provide collection – only services to its customers located on the parcel of property just east of Interstate 20, and on the north side of U.S. Highway 378 east of the Town of Lexington.

Also, according to the Agreement, Lexington will charge Midlands a wholesale rate for the transportation and treatment of its wastewater. The initial wholesale flat rate of \$3.45 per 1,000 gallons will be charged for wastewater customers.

A copy of the Company's entire Application can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at www.psc.sc.gov and is available from Charles H. Cook, Esquire and Scott Elliott, Esquire, Elliott & Elliott, P.A., 721 Olive Street, Columbia, South Carolina 29205.

A public hearing, if scheduled, will be held in Columbia, South Carolina in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **July 10, 2009**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2009-213-S.*

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff, at 1401 Main Street, Suite 900, Columbia, South Carolina 29201 and Charles H. Cook, Esquire and Scott Elliott, Esquire, at the above address, on or before **July 10, 2009**, and indicate the amount of time required for his presentation. *Please refer to Docket No. 2009-213-S.*

Any person, who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **July 10, 2009**. *Please refer to Docket No. 2009-213-S.*

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, South Carolina 29211